



T H E W O R L D W I D E L E A D E R I N S P O R T S TM

Edwin M. Durso
Executive Vice President
Administration

October 30, 2008

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TWB204
Washington, DC 20554

Ex Parte Presentation in ET Docket No. 04-186

Dear Ms. Dortch:

ESPN is writing to reiterate the many concerns we have stated in previous filings and meetings at the Commission regarding the Commission's white spaces proceeding. As our earlier filings indicate, ESPN will be acutely affected by an increase in interference to and reduction in available spectrum for wireless microphones that ESPN and other programmers use to produce live sports events and related sports content.

ESPN actively participated in the field tests that were conducted to guide the Commission's deliberations in this matter and we were pleased to be part of that process. Based on our participation and our familiarity with the test results, our expert opinion is that the test results do not support a "proof of concept" conclusion that sensing is a feasible technology. Moreover, ESPN remains extremely concerned that permitting personal and portable devices in the broadcast spectrum without an adequate set-aside for wireless microphones (e.g., an 8 or 10 channel set-aside) will reduce the amount of spectrum available for wireless microphones to unacceptable levels.

Lastly, ESPN would like to formally join two recent filings made by MSTV in this matter, MSTV's October 29 submission regarding the procedural infirmities in the peer review and public release of the OET Study and the MSTV and NAB Emergency Request filed on October 17.

Sincerely,

Edwin M. Durso

Cc: Chairman Martin
Commissioner Copps
Commissioner Adelstein
Commissioner Tate
Commissioner McDowell
Michelle Carey
Rick Chessen
Renee Crittendon
Wayne Leighton
Angela Giancarlo

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